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6 THE HONORABLE JAMES L. ROBART
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12 UNITED STATES DISTRICT COURT
13 WESTERN DISTRICT OF WASHINGTON
14 AT SEATTLE

15 ANNA PATRICK, ET AL., individually and
16 on behalf of all others similarly situated,

17 Plaintiffs,

18 v.

19 DAVID L. RAMSEY, III, individually;
20 HAPPY HOUR MEDIA GROUP, LLC, a
21 Washington limited liability company; THE
22 LAMPO GROUP, LLC, a Tennessee limited
liability company,

23 Defendants.

24 Case No. 2:23-cv-00630 JLR

25 **HAPPY HOUR MEDIA GROUP,
LLC'S RESPONSES TO PLAINTIFFS'
FIRST SET OF REQUESTS FOR
PRODUCTION**

17 **PREFATORY STATEMENT AND GENERAL OBJECTIONS**

18 Defendant Happy Hour Media Group. LLC (“Defendant”) make the following General
19 Objections to each individual Discovery Request. The General Objections are incorporated by this
20 reference into each individual response herein. The assertion of the same, similar, or additional
21 objections, or the provision of any responses to any of the discovery propounded, shall not waive
22 any of Defendant’s General Objections as set forth below:

23 Defendant objects to the Discovery Requests to the extent that they purport to impose upon
24 Defendants obligations different from, or in excess of, those set forth in the applicable Federal
25 Rules of Civil Procedure and Western District of Washington Local Rules (collectively, “Rules”),

DEFENDANT, HAPPY HOUR MEDIA GROUP, LLC'S
RESPONSES TO PLAINTIFFS' FIRST SET OF
REQUESTS FOR PRODUCTION
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CORR CRONIN LLP
1015 Second Avenue, Floor 10
Seattle, Washington 98104-1001
Tel (206) 625-8600
Fax (206) 625-0900

1 Defendant objects to the Discovery Requests to the extent that they mischaracterize facts
2 or assume facts that are disputed in this litigation. By answering these Discovery Requests,
3 Defendant do not admit, adopt, or otherwise agree to Plaintiff's characterization of facts.

4 A statement that Defendant will produce documents in response to a Discovery Request,
5 or an objection to the production of documents in response to a Discovery Request, shall not be
6 construed as an admission that any such documents exist.

7 Defendant's investigation into the factual background of the subject matter of this action
8 is ongoing and incomplete. Accordingly, these responses reflect Defendant's knowledge of the
9 facts to date. Defendant reserves the right to supplement, amend, or modify its responses as its
10 investigation continues and as discovery proceeds, and to rely on any such information or other
11 evidence discovered after the time of these responses, at any time up to and including trial.

12 Without waiving the foregoing General Objections, all of which are incorporated by
13 reference into the responses below, Defendant specifically respond to Plaintiff's Discovery as
14 follows:

15 **REQUESTS FOR PRODUCTION**

16 REQUEST FOR PRODUCTION NO. 1: Produce any and all iHeart Radio audio
17 streaming, airings or data with the date aired and geographic listenership location identified for
18 each iHeart Radio streaming in which Time Share Exit Team or Reed Hein was endorsed,
19 advertised, discussed, or mentioned by any Defendant from January 1, 2015 to December 31,
20 2021.

21 RESPONSE: Defendant objects to this Request as unduly burdensome to the extent it
22 requests documents, records, or communications already in the possession of Plaintiff's counsel.
23 Conversely, Defendant objects to this Request to the extent it seeks information or records outside
24 of Defendant's custody or control. Defendant objects to this Request to this request as overbroad
25 and vague as to undefined terms "audio streaming, airings, or data," and as to "endorsed,

1 advertised, discussed, or mentioned.” Defendant further objects to this Request to the extent it
2 improperly requests that Defendant provide additional information regarding the documents
3 without requesting that information in an interrogatory. Defendant further objects to the Request
4 as not reasonably calculated to lead to the discovery of admissible evidence as its temporal scope
5 is overbroad.

6 Subject to and without waiving the foregoing objections, Defendant responds as follows:
7 On September 3, 2021, in the matter of *Siegrist v. Reed Hein & Associates, et al.*, Snohomish
8 County Superior Court No. 21-2-01757-31, Plaintiff’s counsel received documents from Reed
9 Hein & Associates labeled “RHA_Siegrist_001191-141385.” These documents were originally
10 produced by Happy Hour in response to a subpoena in the matter of *State of Washington v. Reed*
11 *Hein*, King County Superior Court No. 20-2-03141-1 SEA. Happy Hour consents to these
12 documents being treated as if they were produced by Happy Hour in discovery in this matter.

13

14 **REQUEST FOR PRODUCTION NO. 2:** Produce any and all DaveRamsey.com audio
15 streaming, airings or data with the date aired and geographic listenership location identified for
16 each DaveRamsey.com streaming in which Time Share Exit Team or Reed Hein was endorsed,
17 advertised or discussed, or mentioned by any Defendant from January 1, 2015 to December 31,
18 2021.

19 **RESPONSE:** Defendant objects to this Request as unduly burdensome to the extent it
20 requests documents, records, or communications already in the possession of Plaintiff’s counsel.
21 Conversely, Defendant objects to this Request to the extent it seeks information or records outside
22 of Defendant’s custody or control. Defendant objects to this Request to this request as overbroad
23 and vague as to undefined terms “audio streaming, airings, or data,” and as to “endorsed,
24 advertised, discussed, or mentioned.” Defendant further objects to this Request to the extent it
25 improperly requests that Defendant provide additional information regarding the documents

1 without requesting that information in an interrogatory. Defendant further objects to the Request
2 as not reasonably calculated to lead to the discovery of admissible evidence as its temporal scope
3 is overbroad.

4 Subject to and without waiving the foregoing objections, Defendant responds as follows:

5 On September 3, 2021, in the matter of *Siegrist v. Reed Hein & Associates, et al.*, Snohomish
6 County Superior Court No. 21-2-01757-31, Plaintiff's counsel received documents from Reed
7 Hein & Associates labeled "RHA_Siegrist_001191-141385." These documents were originally
8 produced by Happy Hour in response to a subpoena in the matter of *State of Washington v. Reed*
9 *Hein*, King County Superior Court No. 20-2-03141-1 SEA. Happy Hour consents to these
10 documents being treated as if they were produced by Happy Hour in discovery in this matter.

11
12 **REQUEST FOR PRODUCTION NO. 3:** Produce any and all Dave Ramsey, The Dave
13 Ramsey Show, The Ramsey Show, and The Ramsey Radio audio streaming, airings or data with
14 the date aired and geographic listenership location identified for each streaming in which Time
15 Share Exit Team or Reed Hein was endorsed, advertised, discussed, or mentioned by any
16 Defendant from January 1, 2015 to December 31, 2021.

17 **RESPONSE:** Defendant objects to this Request as unduly burdensome to the extent it
18 requests documents, records, or communications already in the possession of Plaintiff's counsel.
19 Conversely, Defendant objects to this Request to the extent it seeks information or records outside
20 of Defendant's custody or control. Defendant objects to this Request to this request as overbroad
21 and vague as to undefined terms "audio streaming, airings, or data," and as to "endorsed,
22 advertised, discussed, or mentioned." Defendant further objects to this Request to the extent it
23 improperly requests that Defendant provide additional information regarding the documents
24 without requesting that information in an interrogatory. Defendant further objects to the Request
25

1 as not reasonably calculated to lead to the discovery of admissible evidence as its temporal scope
2 is overbroad.

3 Subject to and without waiving the foregoing objections, Defendant responds as follows:
4 On September 3, 2021, in the matter of *Siegrist v. Reed Hein & Associates, et al.*, Snohomish
5 County Superior Court No. 21-2-01757-31, Plaintiff's counsel received documents from Reed
6 Hein & Associates labeled "RHA_Siegrist_001191-141385." These documents were originally
7 produced by Happy Hour in response to a subpoena in the matter of *State of Washington v. Reed*
8 *Hein*, King County Superior Court No. 20-2-03141-1 SEA. Happy Hour consents to these
9 documents being treated as if they were produced by Happy Hour in discovery in this matter.

10

11 REQUEST FOR PRODUCTION NO. 4: Produce any and all campaign materials by
12 Defendant related to Time Share Exit Team or Reed Hein being endorsed, advertised or discussed
13 by Defendant from January 1, 2015 to December 31, 2021.

14 RESPONSE: Defendant objects to this Request as unduly burdensome to the extent it
15 requests documents, records, or communications already in the possession of Plaintiff's counsel.
16 Conversely, Defendant objects to this Request to the extent it seeks information or records outside
17 of Defendant's custody or control. Defendant objects to this Request to this request as overbroad
18 and vague as to undefined terms "campaign materials" and as to "endorsed, advertised, discussed,
19 or mentioned." Defendant further objects to the Request as not reasonably calculated to lead to
20 the discovery of admissible evidence as its temporal scope is overbroad. Defendant objects to this
21 Request to the extent it seeks documents protected by the attorney-client, work product, or any
22 other applicable privilege.

23 Subject to and without waiving the foregoing objections, Defendant responds as follows:
24 On September 3, 2021, in the matter of *Siegrist v. Reed Hein & Associates, et al.*, Snohomish
25 County Superior Court No. 21-2-01757-31, Plaintiff's counsel received documents from Reed

RESPONSE: Defendant objects to this Request as overbroad, unduly burdensome, and not reasonably calculated to lead to the discovery of admissible evidence. Defendant further objects to this Request to the extent it seeks information that exceeds the scope of Fed. R. Civ. P. 26(b)(2).

Subject to and without waiving the foregoing objections, Defendant responds as follows:
Counsel for Defendant produced Defendant's insurance policy to Plaintiffs on July 20, 2023, via
email. Defendant is not aware of any further responsive documents.

REQUEST FOR PRODUCTION NO. 25: Produce all contracts, insurance agreements, declarations pages, reservation of rights, and blue sky letters, correspondence declining coverage, and correspondence declining to defend from any insurance carrier or person with a duty to insure or indemnify you for any claim of liability whatsoever.

RESPONSE: Defendant objects to this Request as overbroad, unduly burdensome, and not reasonably calculated to lead to the discovery of admissible evidence. Defendant further objects to this Request to the extent it seeks information that exceeds the scope of Fed. R. Civ. P. 26(b)(2).

Subject to and without waiving the foregoing objections, Defendant responds as follows: Counsel for Defendant produced Defendant's insurance policy to Plaintiffs on July 20, 2023, via email. Defendant is not aware of any further responsive documents.

DATED this 19th day of April, 2024.

CORR CRONIN LLP

By: s/ Jack M. Lovejoy

Jack M. Lovejoy, WSBA No. 36962

Maia R. Robbins, WSBA No. 54451

1015 Second Avenue, Floor

Seattle, Washington 98

Phone: (206) 625-8600

jlovejoy@correronin.com

mrobbins@correronin.com
Attorneys for Defendant Happy Hour Media Group, LLC

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CERTIFICATE OF SERVICE

I hereby certify under penalty of perjury under the laws of the State of Washington that the following is true and correct: that on April 19, 2024 I electronically served a copy of the documents to which this certificate is attached for delivery to all counsel of record.

s/ Wen Cruz

Wen Cruz

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